

1 THE HONORABLE JOHN C. COUGHENOUR  
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7 UNITED STATES DISTRICT COURT  
8 WESTERN DISTRICT OF WASHINGTON  
9 AT SEATTLE

10 UNITED STATES OF AMERICA,

11 v.  
12 Plaintiff,

SCOTT THOMAS VISNICH,

13 Defendant.

CASE NO. CR19-0069-JCC

MINUTE ORDER

15 The following Minute Order is made by direction of the Court, the Honorable John C.  
16 Coughenour, United States District Judge:

17 This matter comes before the Court on Defendant's motion for leave to file his sentencing  
18 memorandum under seal (Dkt. No. 54). The Court hereby GRANTS the motion for the reasons  
19 explained herein.

20 The Court starts from the position that “[t]here is a strong presumption of public access to  
21 [its] files.” W.D. Wash. Local Civ. R. 5(g). To overcome this presumption, there must be a  
22 “compelling reason” for sealing that is “sufficient to outweigh the public’s interest in  
23 disclosure.” *Kamakana v. City and Cty. of Honolulu*, 447 F.3d 1172, 1179 (9th Cir. 2006). The  
24 Court has reviewed the sentencing memorandum (Dkt. No. 55) and finds that Defendant’s  
25 interest in keeping the sensitive information confidential outweighs any public interest in its  
26 disclosure. The Government has not opposed the motion.

1 Therefore, Defendant's motion for leave to file under seal (Dkt. No. 54) is GRANTED.

2 The Clerk is DIRECTED to maintain Docket Number 55 under seal.

3 DATED this 28th day of September 2020.

4 William M. McCool  
5 Clerk of Court

6 s/Tomas Hernandez  
7 Deputy Clerk